GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Commercial Taxes Department – Release of the Budget provision amounting to Rs.2,49,800/- for filing Special Leave Petitions by the Advocate-On-Record (AOR), Supreme Court of India, New Delhi in SLP(C) No._____ /2015 & Batch (in W.P.No.23375/2012 and batch of 46 Nos.) between Assistant Commissioner (CT), LTU, Kakinada, East Godavari District Vs. M/s.Sai Bhargavi Agro Tech, Gayathri House, Yanam & Others – Permission granted to the Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad – Orders - Issued

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REVENUE (COMMERCIAL TAXES-II) DEPARTMENT

G.O.RT.No. 528 **Dated: 04-06-2015.**

Read the following:

(1) From the Commissioner of Commercial Taxes, A.P., Hyderabad, Letter Ref.No.LI(1)/173/2014, Dt.31-12-2014.
(2) Letter Ref.No.CT-1894/APLC/SA(VS)/2015, Dt.17-01-2015 of the Special Officer for Advocate-on-Records in the Supreme Court addressed to the Commissioner of Commercial Taxes, A.P., Hyderabad.
(3) From the Commissioner of Commercial Taxes, A.P., Hyderabad, Letter Ref.No.LI(1)/178/2014, Dt.07-02-2015.

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ORDER:

In the reference 1st read above, the Commissioner of Commercial Taxes was requested the Advocate-On-Record (AOR), Supreme Court of India, New Delhi to file Special Leave Petitions (SLPs) before the Hon'ble Supreme Court of India, New Delhi against the Judgement of the Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh in W.P.No.23375/2012 & Batch of 46 Nos. filed by M/s.Sai Bhargavi Agro Tech., Gayathri House, Yanam & Others.

2. In the reference 2nd read above, the Special Officer to Advocate-On-Records informed the Commissioner of Commercial Taxes that their (AOR) Office has only Rs.30,000/- under permanent advance which is to be utilized for filing Special Leave Petitions for the State of Andhra Pradesh and that amount is not sufficient for filing Special Leave Petitions which are 46 Numbers and requested to send Rs.2,49,800/- towards expenditure to be incurred in filing the above Special Leave Petitions otherwise the Special Leave Petitions cannot be filed in the Supreme Court.

3. Though the filing of the Special Leave Petitions and arranging the provisions for filing Special Leave Petitions before the Supreme Court of India is the duty of the Office of the Advocate-on-Records and their (Office of the Commissioner of Commercial Taxes) Office cannot allocate any budget from its budget allocation as per rules, the Commissioner of Commercial Taxes in the reference 3rd read above, has requested the Government to consider the request of the Special Officer to Advocate-On-Records, New Delhi and release the Budget Provision, so that the above Special Leave Petitions can be filed in the Supreme Court of India.

P.T.O.

4. Government, after careful consideration hereby grant permission to the Commissioner of Commercial Taxes for release of the Budget provision amounting to Rs.2,49,800/- (Rupees two lakhs forty nine thousand and Eight hundred only) to the Special Officer, Advocate-On-Records, Supreme Court of India, for filing Special Leave Petitions against the Judgment of the Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh in W.P.No.23375/2012 & Batch of 46 Nos. filed by M/s.Sai Bhargavi Agro Tech., Gayathri House, Yanam & Others; from within Budget Estimates available to the Commercial Taxes Department.

5. The Commissioner of Commercial Taxes is requested to follow the proper procedure and decide on the need or otherwise of filing Special Leave Petitions.

6. This order issues with the concurrence of Finance (EBS-VIII.Rev. &IC) Department vide their U.O.No.4879/232/EBS-VIII/A1/2015, Dt.16-05-2015.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJEYA KALLAM,
SPECIAL CHIEF SECRETARY TO GOVERNEMNT
(Commercial Taxes, Excise & Regn.& Stamps)

To
The Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad.
Copy to:
The Accountant General, Andhra Pradesh, Hyderabad.
The Finance (EBS-VIII) Department, A.P.Secretariat, Hyderabad.
Sf/Sc.

// Forwarded :: By Order //

SECTION OFFICER